

**AMENDMENTS TO THE SPECIFICATION**

Please amend the title of the invention as follows:

“INFORMATION ENCODING APPARATUS AND METHOD,  
INFORMATION DECODING APPARATUS AND METHOD, RECORDING MEDIUM, ~~AND~~  
~~PROGRAM~~ UTILIZING SPECTRAL SWITCHING FOR EMBEDDING ADDITIONAL  
INFORMATION IN AN AUDIO SIGNAL”

Kindly amend the Specification as follows:

Please amend paragraph [0035] as follows:

-- The spectrum signal generated by the spectrum measurer 12 is also supplied to an embedability determiner 15 wherein it is determined whether information can be embedded by switching spectra. This will be explained in more detail later in the description of the processing of step S14 shown in FIG. 4.--